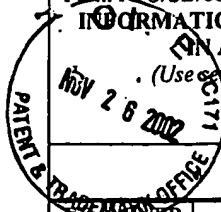


Form PTO/SB/08 <b>INFORMATION DISCLOSURE CITATION</b> <b>IN AN APPLICATION</b> (Use several sheets if necessary)	Docket Number (Optional) APBI-P05-035	Application Number 10/037,341
	Applicant Baltimore et al.	
	Filing Date January 4, 2002	Group Art Unit 1636



## U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
						<b>RECEIVED</b>
						NOV 29 2002

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## FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
						YES	NO
DG	AA	WO 87/04170	7/16/87	PCT			

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(Including Author, Title, Date, Pertinent Pages Etc.)

DG	AB	Baeuerle, P.A. & Baltimore, D. Activation of DNA-Binding Activity in an Apparently Cytoplasmic Precursor of the NF-κB Transcription Factor. <i>Cell</i> 53, 211-217 (1988).					
	AC	Baeuerle, P.A. & Baltimore, D. Activation of NF-κB: A Transcription Factor Controlling Expression of the Immunoglobulin κ Light-Chain Gene and of HIV. <i>The Control of Human Retrovirus Gene Expression</i> , Banbury Conference, Cold Spring Harbor, NY 217-226 (1988).					
	AD	Baeuerle, P.A. & Baltimore, D. IκB: A Specific Inhibitor of the NF-κB Transcription Factor. <i>Science</i> 242, 540-546 (1988).					
	AE	Baldwin, A. & Sharp, P. et al. Binding of a Nuclear Factor to a Regulatory Sequence in the Promoter of the Mouse H-2Kb Class I Major Histocompatibility Gene. <i>Mol. Cell Biol.</i> 7, 305-313 (1987).					
	AF	Baldwin, A.S. Jr. & Sharp, P.A. Two Transcription factors, NF-κB and H2TF1, interact with a single regulatory sequence in the class I major histocompatibility complex promoter. <i>PNAS</i> 85, 723-727 (1988).					
	AG	Ballard, D.W. et al. HTLV-I Tax Induces Cellular Proteins that Activate the κB Element in the IL-2 Receptor α Gene. <i>Science</i> 241, 1652-1657 (1988).					
	AH	Banerji, J. et al. A Lymphocyte-Specific Cellular Enhancer is Located Downstream of the Joining Region in Immunoglobulin Heavy Chain Genes. <i>Cell</i> 33, 729-740 (1983).					
	AI	Bergman, Y. et al. Two Regulatory Elements for Immunoglobulin kappa light chain gene expression. <i>PNAS</i> 81, 7041-7045 (1984).					
	AJ	Blanan, M.A. et al. NF-κB Binds within a Region Required for B-Cell-Specific Expression of the Major Histocompatibility Complex Class II Gene Ead. <i>Mol. Cell Biol.</i> 9, 844-846 (1989).					
	AK	Bohnlein, E. et al. The Same Inducible Nuclear Proteins Regulates Mitogen Activation of Both the Interleukin-2 Receptor-Alpha Gene and Type I HIV. <i>Cell</i> 53, 827-836 (1988).					
DG	AL	Church, G.M. et al. Cell-type-specific Contacts to Immunoglobulin Enhancers in Nuclei. <i>Nature</i> 313, 798-801 (1985).					

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<b>INFORMATION DISCLOSURE CITATION IN AN APPLICATION</b> (Use several sheets if necessary)		Applicant Baltimore et al.		Group Art Unit 1636	
		Filing Date January 4, 2002			
DG	AM	Cross, S.L. et al. Functionally Distinct NF- $\kappa$ B Binding Sites in the Immunoglobulin $\kappa$ and IL-2 Receptor alpha Chain Genes. <i>Science</i> 244, 466-469 (1989).			
	AN	Davis, N. et al. Rel-Associated pp40: An Inhibitor of the Rel Family of Transcription Factors. <i>Science</i> 253, 1268-1271 (1991).			
	AO	Fletcher, C. et al. Purification and Characterization of OTF-I, a Transcription Factor Regulating Cell Cycle Expression of a Human Histone H2b Gene. <i>Cell</i> 51, 783-793 (1987).			
	AP	Föster, J. et al. An Immunoglobulin Promoter Displays Cell-Type Specificity Independently of the Enhancer. <i>Nature</i> 315, 423-425 (1985).			
	AQ	Fried, M. & Crothers, D.M. Equilibria and Kinetics of lac Repressor-Operator Interactions by Polyacrylamide gel Electrophoresis. <i>Nucleic Acids Res.</i> 9, 6505-6524 (1981).			
	AR	Garner, M.M. & Revzin, A. A Gel Electrophoresis Method for Quantifying the Binding of Proteins to Specific DNA Regions: Application to Components of the Escherichia coli Lactose Operon Regulatory System. <i>Nucleic Acids Res.</i> 9, 3047-3060 (1981).			
	AS	Gerster, T. et al. Cell Type-Specificity Elements of the Immunoglobulin Heavy Chain Gene Enhancer. <i>EMBO J.</i> 6, 1323-1330 (1987).			
	AT	Grosschedl, R. & Baltimore, D. Cell-Type Specificity of Immunoglobulin Gene Expression is Regulated by at Least Three DNA Sequence Elements. <i>Cell</i> 41, 885-897 (1985).			
	AU	Goodbourn, S. et al. Human Beta-Interferon Gene Expression is Regulated by an Inducible Enhancer Element. <i>Cell</i> 41, 509-520 (1985).			
	AV	Gosh, S. & Baltimore, D. Activation in vitro of NF- $\kappa$ B by phosphorylation of its inhibitor I $\kappa$ B. <i>Nature</i> 344, 678-682 (1990).			
	AW	Haskill, S. et al. Characterization of an Immediate-Early Gene Induced in Adherent Monocytes that Encodes I $\kappa$ B-like Activity. <i>Cell</i> 65, 1281-1289 (1991).			
	AX	Johnston et al. Present Status and Future Prospects for HIV Therapies. <i>Science</i> 260, 1286-1293 (1993).			
	AY	Karin, M. et al. Activation of a Heterologous Promoter in Response to Dexamethasone and Cadmium by Metallothionein Gene 5' Flanking DNA. <i>Cell</i> 36, 371-379 (1984).			
	AZ	Kawakami, K. et al. Identification and Purification of a Human Immunoglobulin-Enhancer-Binding Protein (NF- $\kappa$ B) that Activates Transcription from a Human Immunodeficiency Virus Type 1 Promoter in Vitro. <i>PNAS</i> 85, 4700-4704 (1988).			
	BA	Ko, H.-S. et al. A Human Protein Specific for the Immunoglobulin Octamer DNA Motif Contains a Functional Homeobox Domain. <i>Cell</i> 55, 135-144 (1988).			
↓	BB	Landolfi, N.F. et al. Interaction of cell-type-specific Nuclear Proteins with Immunoglobulin V $_H$ Promoter Region Sequences. <i>Nature</i> 323, 548-551 (1986).			
DG	BC	Lenardo, M.J. et al. NF- $\kappa$ B Protein Purification from Bovine Spleen: Nucleotide Stimulation and Binding Site Specificity. <i>PNAS</i> 85, 8825-8829 (1988).			

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INFORMATION DISCLOSURE CITATION		APBI-P05-035		10/037,341	
IN AN APPLICATION		Applicant			
(Use several sheets if necessary)		Baltimore et al.			
		Filing Date		Group Art Unit	
		January 4, 2002		1636	
DG	BD	Lenardo, M.J. et al. Protein-Binding Sites in Ig Gene Enhancers Determine Transcriptional Activity and Inducibility. <i>Science</i> 236, 1573-1577 (1987).			
	BE	Leonard et al. Interleukin 2 Receptor Gene Expression in Normal Human T Lymphocytes. <i>PNAS</i> 82, 6281-6285 (1985).			
	BF	Leung, K. & Nabel, G.J. HTLV-1 Transcription Induces Interleukin-2 Receptor Expression Through an NF-kB-like Factor. <i>Nature</i> 333, 776-778 (1988).			
	BG	Mason, J.O. et al. Transcription Cell Type Specificity is Conferred by an Immunoglobulin V <sub>H</sub> Gene Promoter That Includes a Functional Consensus Sequence. <i>Cell</i> 41, 479-487 (1985).			
	BH	Mercola, M. et al. Immunoglobulin Heavy-Chain Enhancer Requires One or More Tissue-specific Factors. <i>Science</i> 227, 266-270 (1985).			
	BI	Mercola, M. et al. Transcriptional Enhancer Elements in the Mouse Immunoglobulin Heavy Chain Locus. <i>Science</i> 221, 663-665 (1983).			
	BJ	Nabel, G. & Baltimore, D. An Inducible Transcription Factor Activates Expression of Human Immunodeficiency Virus in T Cells. <i>Nature</i> 326, 711-713 (1987).			
	BK	Nelsen, B. et al. The NF-kB-Binding Site Mediates Phorbol Ester-Inducible Transcription in Nonlymphoid Cells. <i>Mol. Cell Biol.</i> 8, 3526-3531 (1988).			
	BL	Nelson, K.J. et al. Inducible Transcription of the Unrearranged k Constant Region Locus is a Common Feature of the Pre-B Cells and Does Not Require DNA or Protein Synthesis. <i>PNAS</i> 82, 5305-5309 (1985).			
	BM	Picard, D. & Schaffner, W. A Lymphocyte-specific Enhancer in the Mouse Immunoglobulin kappa Gene. <i>Nature</i> 307, 80-82 (1984).			
	BN	Queen, C. & Baltimore, D. Immunoglobulin Gene Transcription is Activated by Downstream Sequence Elements. <i>Cell</i> 33, 741-748 (1983).			
	BO	Queen, C. & Stafford, J. Fine Mapping of an Immunoglobulin Gene Activator. <i>Mol. Cell Biol.</i> 4, 1042-1049 (1984).			
	BP	Ruben, S. et al. Cellular Transcription Factors and Regulation of IL-2 Receptor Gene Expression by HTLV-1 tax Gene Product. <i>Science</i> 241, 89-92 (1988).			
	BQ	Sassone-Corsi, P. et al. A Trans-acting Factor is Responsible for the Simian Virus 40 Enhancer Activity in Vitro. <i>Nature</i> 313, 458-463 (1985).			
	BR	Scheidereit, C. et al. Identification and Purification of a Human Lymphoid-Specific Octamer-Binding Protein (OTF-2) that Activates Transcription of an Immunoglobulin Promoter in Vitro. <i>Cell</i> 51, 783-793 (1987).			
	BS	Sen, R. & Baltimore, D. Inducibility of k Immunoglobulin Enhancer-Binding Protein NF-kB by a Posttranslational Mechanism. <i>Cell</i> 47, 921-928 (1986).			
DG	BT	Sen, R. & Baltimore, D. Multiple Nuclear Factors Interact with the Immunoglobulin Enhancer Sequences. <i>Cell</i> 46, 705-716 (1986).			

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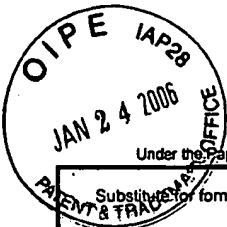
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<b>INFORMATION DISCLOSURE CITATION IN AN APPLICATION</b>		APBI-P05-035	10/037,341
(Use several sheets if necessary)		Applicant Baltimore et al.	
		Filing Date January 4, 2002	Group Art Unit 1636
DG	BU	Singh, H. et al. A Nuclear Factor that Binds to be Conserved Sequence Motif in Transcriptional Control Elements of Immunoglobulin Genes. <i>Nature</i> 319, 154-158 (1986).	
	BV	Staudt, L. et al. Cloning of a Lymphoid-specific cDNA Encoding a Protein Binding the Regulatory Octamer DNA Motif. <i>Science</i> 241, 577-580 (1988).	
	BW	Staudt, L.M. et al. A Lymphod-specific Protein Binding to the Octamer Motif of Immunoglobulin Promoter in Vitro. <i>Nature</i> 323, 640-643 (1986).	
	BX	Strauss, F. & Varshavsky, A. A Protein Binds to a Satellite DNA Repeat at Three Specific Sites that Would be Brought into Mutual Proximity by DNA Folding in the Nucleosome. <i>Cell</i> 37, 889-901 (1984).	
	BY	Treisman, R. Transient Accumulation of c-fos RNA Following Serum Stimulation Requires a Conserved 5' Element and c-fos 3' Sequences. <i>Cell</i> 42, 889-902 (1985).	
	BZ	Wall, R. et al. A Laible Inhibitor Blocks Immunoglobulin k-light-chain-gene Transcription in a Pre-B Leukemic Cell Line. <i>PNAS</i> 83, 295-298 (1986).	
	CA	Wirth, T. & Baltimore, D. Nuclear factor NF-kB can Interact Functionally with its Cognate Binding Site to Provide Lymphoid-Specific Promotor Function. <i>EMBO J.</i> 7, 3109-3113 (1988).	
↓	CB	Wu et al. Purification of the Human Immunodeficiency Virus Type 1 Enhancer and TAR Binding Proteins EBP-1 and UBP-1. <i>EMBO J.</i> 7, 2117-2129 (1988).	
DG	CC	Zabel, U. & Baeurle, P. Purified Human IκB can Rapidly Dissociate the Complex of the NF κB Transcription Factor with its Cognate DNA. <i>Cell</i> 61, 255-265 (1990).	
EXAMINER		/David Guzo/	DATE CONSIDERED 12/20/2006
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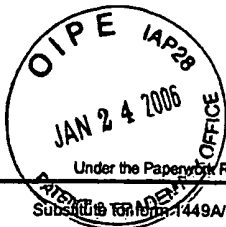
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)				<b>Complete If Known</b>	
				Application Number	10/037341
				Filing Date	January 4, 2002
				First Named Inventor	David Baltimore
				Art Unit	1636
				Examiner Name	Not Yet Assigned GUZO
Sheet	1	of	2	Attorney Docket Number	APBI-P05-035

U.S. PATENT DOCUMENTS					
Examiner Initials <sup>*</sup>	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			

FOREIGN PATENT DOCUMENTS						
Examiner Initials <sup>*</sup>	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> -Number-Kind Code <sup>4</sup> (if known)				

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language translation is attached.

NON PATENT LITERATURE DOCUMENTS					
Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.			T <sup>2</sup>
DG	CD	Baldwin, et al., "Two transcription factors, NF- $\kappa$ B and H2TF1, interact with a single regulatory sequence in the class I major histocompatibility complex promoter", Proc. Natl. Acad. Sci., 85, pages 723-727 (1988)			
	CE	Bielinska, et al., "Regulation of Gene Expression with Double-Stranded Phosphorothioate Oligonucleotides", Science, 250, pages 997-1000 (1990)			
	CF	Chu, et al., "Electroporation for the efficient transfection of mammalian cells with DNA", Nucleic Acids Research, 15(3) pages 1311-1326 (1987)			
	CG	Eck, et al., "Inhibition of Phorbol ester-induced cellular adhesion by competitive binding of NF- $\kappa$ B in vivo", Molecular and Cellular Biology, 13(10), pages 6530-6536 (1993) Abstract			
	CH	Griffith, et al., "Targeted blood levels of cyclosporine for cardiac transplantation", J. Thorac Cardiovasc Surg, 88, pages 952-957 (1984)			
	CI	Hai, et al., "Analysis of the Role of the Transcription Factor ATF in the Assembly of a Functional Preinitiation Complex", Cell, 54, pages 1043-1051 (1988)			
	CJ	Holschermann, et al., "Cyclosporin A Inhibits Monocyte Tissue Factor Activation in Cardiac Transplant Recipients", Circulation, 96, pages 4232-4238 (1997)			
	CK	Li, et al., "Multiple Hepatic trans-Acting Factors Are Required for In Vitro Transcription of the Human Alpha-1-Antitrypsin Gene", Molecular and Cellular Biology, 8(10), pages 4362-4369 (1988)			
	CL	Molecular Biology of THE CELL, 2nd Ed. (1989) page 423			
	CM	Schorpp, et al., "Hepatocyte-specific Promoter Element HP1 of the Xenopus Albumin Gene Interacts with Transcriptional Factors of Mammalian Hepatocytes", J. Mol. Biol., 202, pages 307-320 (1988)			
	CN	Schreck, et al., "Dithiocarbamates as potent inhibitors of nuclear factor kappa B activation in intact cells", Journal of Experimental Medicine, 175, pages 1181-1194 (1992)			
	CO	Staal, et al., "Intracellular thiols regulate activation of nuclear factor $\kappa$ B and transcription of human immunodeficiency virus", Proc. National Academy Sci., 87, pages 9943-9947 (1990)			
DG	CP	Tanaka, et al., "Sequence-specific interaction of $\alpha$ - $\beta$ -anomeric double-stranded DNA with the p50 subunit of NF $\kappa$ B: application to the decoy approach", Nucleic Acids Research, 22(15),			
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<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)				<b>Complete if Known</b>	
				Application Number	10/037341
				Filing Date	January 4, 2002
				First Named Inventor	David Baltimore
				Art Unit	1636
				Examiner Name	Not Yet Assigned
				Attorney Docket Number	APBI-P05-035
Sheet	2	of	2		

DG	pages 3069-3074 (1994)	
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<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature	/David Guzo/	Date Considered	12/20/2006
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	6 1 5 0 0 9 0	11/21/00	Baltimore et al.			
	06 8 1 7 4 4 1	1/9/86				
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	Aoki, N., "Patenting Biological Pathways", Boston Globe (2002) pg. 1 and 3
	Auphan, N. et al., "Immunosuppression by Glucocorticoids: Inhibition of NF-κB Activity Through Induction of IκB Synthesis", Science (1995) 270:286-290
	Baeuerle, P., "NF-κB: Ten Years After", Cell, (1996) 87:13-20
DG	Baeuerle, P.A. "NF-κB as a Frequent Target For Immunosuppressive and Anti-Inflammatory Molecules", Advances in Immunology (1997) 55:111-137

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Applicants

David Baltimore et al.

Filing Date

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DG	08 4 6 4 3 6 4	6/5/95				
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DG	10 0 3 7 4 1 5	1/4/02				

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					Yes	No

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	Apparently Cytoplasmic NF-κB/Inhibitor Complex", Cold Spring Harbor Symposia on Quantitative Biology (1988) Vol. LIII pgs 789-798
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DG	Baldwin Jr., A.S., "The Transcription Factor NF-κB and Human Disease", The Journal of Clinical Investigation (2001) 103:3-5

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<b>INFORMATION DISCLOSURE CITATION</b> (Use several sheets if necessary)				Applicants <b>David Baltimore et al.</b>			
				Filing Date <b>January 4, 2002</b>		Pg 3 of 49	
<b>U.S. PATENT DOCUMENTS</b>							
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<b>FOREIGN PATENT DOCUMENTS</b>							
		Document Number	Date	Country	Class	Subclass	Translation
							Yes No
<b>OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)</b>							
DG		Baltimore, D., "Gene Therapy: Intracellular Immunization", Nature (1988) 335:395-396					
↓		Ballard, D.W. et al. "HTLV-1 Tax induces cellular proteins that activate the κB element in the IL-2 receptor α gene," Science (1988), 241:1652-1657					
↓		Banjeri, J. et al., "A lymphocyte-specific cellular enhancer is located downstream of the joining region in immunoglobulin heavy chain genes," Cell (1983), 33:729-740					
↓		Banerji, S. et al., "The Immunosuppressant FK-506 Specifically Inhibits Mitogen-Induced Activation of the Interleukin-2 Promoter and the Isolated Enhancer Elements NFIL-2A and NF-AT1", Molecular and Cellular Biology (1991) 11:4074-4087					
↓		Beg, A.A. et al., "Tumor Necrosis Factor and Interleukin-1 Lead to Phosphorylation and Loss of IκBα: a Mechanism for NF-κB Activation", Molecular and Cellular Biology (1993) 13:3301-3310					
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David Baltimore et al.

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75723-ZA/JPW/GJGSerial No.  
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David Baltimore et al.Filing Date  
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Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date if Appropriate

## FOREIGN PATENT DOCUMENTS

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INFORMATION DISCLOSURE CITATION (Use several sheets if necessary)				APPLICANT David Baltimore et al.	
				FILING DATE January 4, 2002	Pg 15 of 49
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INFORMATION DISCLOSURE CITATION (Use several sheets if necessary)				APPLICANT David Baltimore et al.	
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INFORMATION DISCLOSURE CITATION (Use several sheets if necessary)				APPLICANT David Baltimore et al.	
				FILING DATE January 4, 2002	Pg 18 of 49
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)					
DG	Xigris drotrecogin alfa (activated) 2002-2004, EX 0579 0001-EX 0579 0049, in Civil Case 02 CV 11280 RWZ				
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DG	May 6, 1992 IDS filed in U.S. Serial No. 07/791,898				
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OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)					
	DG	February 12, 2001 Response and Amendment in U.S. Serial No. 08/464,364, ADL 0000843-0000853, Document 201, filed 02/03/2006, in Civil Case 02 CV 11280 RWZ			
		Declaration of David Baltimore Under Rule 1.132 & In re Brana dated February 2001, in U.S. Serial No. 08/464,364			
		September 12, 2001 Response and Amendment in U.S. Serial No. 08/464,364, ADL 0000874-0000921, Document 201, filed 02/03/2006, in Civil Case 02 CV 11280 RWZ			
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		October 4, 2001 Examiner's Amendment in U.S. Serial No. 08/464,364, ADL 0000924-0000953, Document 198-8, filed 02/03/2006, in Civil Case 02 CV 11280 RWZ			
		June 25, 2002 Complaint, 02 CV 11280 RWZ			
		August 18, 2002 Declaration of Michael Karin (20 pgs), including Tabs 1-24, 02 CV 11280 RWZ			
		August 19, 2002 Defendants Eli Lilly & Company Memorandum In Support Of Its Combined Motion To Dismiss Under Fed.R.Civ.P. 12(b)(6) and Motion for Summary Judgment of Invalidity Under 35 USC Section 102 and 112, including Exhibits A-D, 02 CV 11280 RWZ			
		October 14, 2002 Declaration of Charles A. Dinarello, M.D. including Tabs A-D, 02 CV 11280 RWZ			
		October 15, 2002 Declaration of Laurie H. Glimcher, M.D. including Tabs A-F, 02 CV 11280 RWZ			
	DG	October 16, 2002 Declaration of Brendan F. Boyce, M.B. Ch.B. including Tabs A-D, 02 CV 11280 RWZ			
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DG	October 16, 2002 Declaration of Dr. Thomas D. Gilmore including Exhibits A-C and D1-D24, 02 CV 11280 RWZ				
	October 17, 2002 Plaintiffs Opposition to Defendants Eli Lilly & Com.'s Combined Motion to Dismiss Pursuant to Fed.R.Civ.P. 12(b)(6) and Motion for Summary Judgment Under 35 USC Sections 102 and 112 including Tabs A-M, 02 CV 11280 RWZ				
	November 18, 2002 Defendant's Eli Lilly & Company Reply In Support of Its Combined Motion to Dismiss Under Fed.R.Civ.R.12(b)(6) And Motion For Summary Judgment of Invalidity Under 35 USC Sections 102 & 112, 02 CV 11280 RWZ				
	November 21, 2002 Hearing for Summary Judgment, Computer-Aided Transcript, 02 CV 11280 RWZ				
	May 12, 2003 Memo of Decision & Order, 02 CV 11280 RWZ				
	May 27, 2003 Eli Lilly and Company's Answer To Plaintiffs Complaint And Counter Claims, 02 CV 11280 RWZ				
	June 19, 2003 Plaintiffs' Answer to Defendants Eli Lilly & Company's Answer and Counterclaims, 02 CV 11280 RWZ with letter from Anne Marie Longobacco of Bromberg & Sunstein LLP				
	August 20, 2003 Plaintiffs Ariad Pharmaceutical, Inc. et al. Response to Eli Lilly and Company's First Set of Rule 33 Interrogatories (Nos. 1-4)				
↓	September 5, 2003 Eli Lilly & Company's Responses to Plaintiffs First Set of Interrogatories (Nos. 1-5)				
DG	October 6, 2003 Plaintiffs Ariad Pharmaceuticals, Inc. et al. Responses to Eli Lilly & Company's Second Set of Rule 33 Interrogatories (No. 5)				
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	DG	November 3, 2003 Tutorial Hearing, 02 CV 11280 RWZ			
		November 3, 2003 Evidentiary Hearing before Honorable Rya W. Zobel, 02 CV 11280 RWZ			
		November 24, 2003 Plaintiffs Opening Brief on Claim Construction, 02 CV 11280 RWZ			
		November 24, 2003 Declaration of Laurie H. Glimcher, M.D.,			
		November 24, 2003 Declaration of Vladimir V. Drozdoff in Support of Plaintiffs Opening Brief on Claim Construction, including Tabs 1-22, 02 CV 11280 RWZ			
		November 24, 2003 Declaration of Dr. Thomas D. Gilmore, 02 CV 11280 RWZ			
		November 24, 2003 Defendants Eli Lilly & Company Opening Claim Construction Brief (not signed), 02 CV 11280 RWZ, including Exhibits to Eli Lilly's Opening Claim Construction Brief, inc. Exhibits A-H and I & J, 02 CV 11280 RWZ			
		November 24, 2003 unsigned Defendant Eli Lilly and Company's Opening Claim Construction Brief, Document 198-3, filed 02/03/2006, in Civil Case 02 CV 11280 RWZ			
		December 22, 2003 Plaintiffs Opposition Brief on Claim Construction, 02 CV 11280 RWZ			
		December 22, 2003 Declaration of Vladimir V. Drozdoff in Support of Plaintiffs Opposition Brief on Claim Construction, including Tabs 1-18, 02 CV 11280 RWZ			
		December 22, 2003 Supplemental Declaration of Dr. Thomas D. Gilmore, Document 201, filed 02/03/2006, in Civil Case 02 CV 11280 RWZ			
	DG	December 22, 2003 Defendants Eli Lilly & Company's Opposition Claim Construction Brief, 02 CV 11280 RWZ			
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OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)					
	DG	January 9, 2004 Supplemental Declaration of Dr. Thomas D. Gilmore, 02 CV 11280 RWZ			
		January 13, 2004 Markman Transcript Hearing before the Honorable Rya W. Zobel, U.S. District Judge, 02 CV 11280 RWZ			
		January 13, 2004 Markman Hearing by Plaintiff, 02 CV 11280 RWZ			
		January 13, 2004 Markman Hearing, A Scientific Tutorial by Eli Lilly & Comp. Paul H. Berghoff			
		February 24, 2004 Motion For Leave To File Reply Memorandum In Support Of Defendant Eli Lilly And Company's Motion For Summary Judgment Of Invalidity Under 35 U.S.C. §102, Document 213-1, filed 02/24/2006, in Civil Case 02 CV 11280 RWZ			
		March 3, 2004 Memorandum of Decision & Order re: Claim Construction, 02 CV 11280 RWZ			
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		March 23, 2004 Subpoena in a Civil Case 02 CV 11280 RWZ Albert S. Baldwin, Jr., Ph.D.			
		March 24, 2004 Plaintiffs Ariad Pharmaceuticals, Inc. et al. Supplemental Response to Eli Lilly & Company's First Set of Rule 33 Interrogatories (Nos. 1-5)			
		March 24, 2004 Eli Lilly & Company's Supplemental Response to Plaintiffs' First Set of Interrogatories (Nos. 1-5)			
		April 30, 2004 Plaintiffs Ariad Pharmaceuticals, Inc. et al. Second Supplemental Response to Eli Lilly & Company's First Set of Rule 33 Interrogatories (Nos. 1-5)			
	DG	April 30, 2004 Eli Lilly & Company's Second Supplemental Responses to Plaintiffs' First Set of Interrogatories (Nos. 1-5)			
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| May 7, 2004 Subpoena in a Civil Case 02 CV 11280 RWZ Chen-Ming Fan Ph.D.   | DG |
| May 7, 2004 Subpoena in a Civil Case 02 CV 11280 RWZ David Baltimore, Ph.D.  |    |
| May 7, 2004 Subpoena in a Civil Case 02 CV 11280 RWZ Harinder Singh, Ph.D.   |    |
| May 7, 2004 Subpoena in a Civil Case 02 CV 11280 RWZ Jonathan H. LeBowitz, Ph.D.   |    |
| May 7, 2004 Subpoena in a Civil Case 02 CV 11280 RWZ Michael J. Lenardo M.D.   |    |
| May 12, 2004 Subpoena in a Civil Case 02 CV 11280 RWZ Ranjan Sen Ph.D.   |    |
| June 2, 2004 Plaintiffs Ariad Pharmaceuticals, Inc. et al. Responses to Eli Lilly & Company's Third Set of Rule 33 Interrogatories (No. 6)   |    |
| June 2, 2004 Plaintiffs Ariad Pharmaceuticals, Inc. et al. Third Supplemental Response to Eli Lilly & Company's First Set of Rule 33 Interrogatories (Nos. 1-5)  |    |
| June 7, 2004 Hearing before Honorable Rya W. Zobel, without Jury   |    |
| June 28, 2004 Deposition of Jonathan H. Lebowitz in Civil Case 02 CV 11280 RWZ including deposition Exhibits 5-11 and 13 attached with this Supplemental Information Disclosure Statement, namely: October 28, 1987 correspondence from Barbara Bakal Greene [LeBowitz 6/28/04 Exh 5]; May 19, 1987 Notice of Grant Award [LeBowitz 6/28/04 Exh 6]; July 26, 1988 Notice of Grant Award [LeBowitz 6/28/04 Exh 7]; December 19, 1989 Notice of Grant Award [LeBowitz 6/28/04 Exh 8]; April 23, 1990 Notice of Grant Award [LeBowitz 6/28/04 Exh 9]; Set of hand written notes [LeBowitz 6/28/04 Exh 10]; Set of hand written notes [LeBowitz 6/28/04 Exh 11]; and Set of hand written notes [LeBowitz 6/28/04 Exh 13] (deposition Exhibits 2 and 14 are copies of the subject patent, deposition Exhibit 12 is plaintiffs' privileged log, and deposition Exhibits 1, 3 and 4 have been submitted as items 164, 2 and 167, respectively, in Patentees' August 8, 2005 Information Disclosure Statement) | DG |

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<b>OTHER DOCUMENTS</b> <i>(Including Author, Title, Date, Pertinent Pages, Etc.)</i>					
	DG	June 30, 2004 Deposition of Harinder Singh, Ph.D. in Civil Case 02 CV 11280 RWZ including deposition Exhibits 21-25 attached with this Supplemental Information Disclosure Statement, namely: February 25, 1988 American Type Culture Collection [Singh 6/30/04 Exh 21]; Set of hand written notes [Singh 6/30/04 Exh 22]; Set of hand written notes [Singh 6/30/04 Exh 23]; Set of hand written notes [Singh 6/30/04 Exh 24] and Set of hand written notes [Singh 6/30/04 Exh 25] (deposition Exhibits 17, 18, 27, 28, 30 and 31 have been submitted as items 163, 1, 26, 27, 76 and 100, respectively in Patentees' August 8, 2005 Information Disclosure Statement)			
		August 23, 2004 Defendant's Exhibit 45 - Asserted Claims Against EVISTA			
		August 23, 2004 Deposition of Dr. David Baltimore in Civil Case 02 CV 11280 RWZ			
		August 23, 2004 Videotaped Deposition of Dr. David Baltimore, pgs. 1-4, and 85-87 in Civil Case 02 CV 11280 RWZ			
		September 30, 2004 Deposition of Dr. Phillip A. Sharp in Civil Case 02 CV 11280 RWZ including deposition Exhibits 87-89 attached with is Supplemental Information Disclosure Statement, namely: February 13, 1986 correspondence from Brian W. Kimes, Ph.D. [Sharp 9/30/04 Exh 87]; April 30, 1986 Notice of Grant Award [Sharp 9/30/04 Exh 88]; and November 3, 1986 Notice of Grant Award [Sharp 9/30/04 Exh 89] (deposition Exhibits 85 and 86 have been submitted as items 29 and 28 in Patentees' August 8, 2005 Information Disclosure Statement)			
		October 12, 2004 Deposition of Ranjan Sen in Civil Case 02 CV 11280 RWZ			
		October 18, 2004 Eli Lilly & Company's Response to Plaintiffs' Second Set of Requests for Admission to Eli Lilly & Company (Nos. 19-23)			
		October 21, 2004 Deposition of Chen-Ming Fan in Civil Case 02 CV 11280 RWZ			
		October 22, 2004 Deposition of Michael J. Lenardo, M.D. in Civil Case 02 CV 11280 RWZ			
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APPLICANT  
David Baltimore et al.

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OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

DG October 26, 2004 Deposition of Albert S. Baldwin, Jr. Ph.D. in Civil Case 02 CV 11280 RWZ

November 2, 2004 Eli Lilly & Company's Third Supplemental Responses to Plaintiffs First Set of Interrogatories (Nos. 1-5)

November 10, 2004 Deposition of Thomas P. Maniatis, Ph.D. in Civil Case 02 CV 11280 RWZ

November 12, 2004 Plaintiffs Ariad Pharmaceuticals, Inc. et al. Responses to Eli Lilly & company's Fourth Set of Rule 33 Interrogatories (Nos. 7-8)

December 1, 2004 Deposition of Dr. Patrick Baeuerle in Civil Case 02 CV 11280 RWZ

December 13, 2004 Defendant's Response to Plaintiffs Fourth Set of Interrogatories (Nos. 8-18)

December 15, 2004 Plaintiffs Ariad Pharm., Inc. et al. Responses to Eli Lilly & Com.'s First Set of Requests For Admission (Nos. 1-25), 02 CV 11280 RWZ

December 15, 2004 Eli Lilly & Company's Responses to Plaintiffs' Third Set of Requests for Admission (Nos. 24-45)

December 15, 2004 Plaintiffs Ariad Pharmaceuticals, Inc. et al. Responses to Eli Lilly & Company's Fifth Set of Rule 33 Interrogatories

DG March 14, 2005 Plaintiffs' Supplemental Response to Eli Lilly's Fourth Set of Rule 33 Interrogatories (Nos. 7-8)

EXAMINER /David Guzo/

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Form PTO-1449 (Substituted) (REV. 8-83)		<b>U.S. DEPARTMENT OF COMMERCE</b> <b>PATENT AND TRADEMARK OFFICE</b>		<b>ATTY. DOCKET NO.</b> 75723-ZA/JPW/GJG	<b>SERIAL NO.</b> 10/037,341
<b>INFORMATION DISCLOSURE CITATION</b> (Use several sheets if necessary)				<b>APPLICANT</b> David Baltimore et al.	
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OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)					
	DG	March 14, 2005 Eli Lilly & Company's Response to Plaintiffs Fifth Set of Interrogatories			
		June 6, 2005 Order Concerning Discovery & Stay of Proceedings, 02 CV 11280 RWZ			
		September 7, 2005 Expert Report of Peter Barnes, Ph.D. in Civil Case 02 CV 11280 RWZ			
		September 9, 2005 Expert Report of Dr. Laurie H. Glimcher in Civil Case 02 CV 11280 RWZ			
		September 9, 2005 Expert Report of Dr. Laurie H. Glimcher, pages cover, 9, 14-15, and 32 in Civil Case 02 CV 11280 RWZ			
		September 9, 2005 Expert Report of David Latchman, DSc., Ph.D., pgs. Cover, 5 and 11, in Civil Case 02 CV 11280 RWZ			
		September 15, 2005 Plaintiffs' Third Supplemental Response to Eli Lilly & Company's First Set of Interrogatories (Nos. 1-4)			
	DG	Expert Report of David Latchmann, Dsc., Ph.D., dated September 5, 2005, including copies of the following referenced in the report: Altavilla, Cardiovascular Research (2001) 52:143-152; January 13, 2004 Markman Hearing; November 2, 2003 Tutorial Hearing; Baldwin, Jr., Annu. Rev. Immunol. (1996) 14:649-81; Baltimore, Nature (1988) 335:395-396; Bielinska, Science (1990) 250:997-1000; Blackwell, Arthritis & Rheumatism (2004) 50:2675-2684; Blanco-Colio, Circulation (2000) 102:1020-1026; Böhnlein, Cell (1988) 53:827-836; Budhram-Mahadeo, The Journal of Biological Chemistry (1996) 271:9108-9113; Cavazzana-Calvo, Nature (2004) 427:779-781; Cross, Science (1989) 244:466-469; Dang, Clinical Cancer Research (1999) 5:471-474; Davis, Science (1991) 253:1268-1271; Fan, The EMBO Journal (1989) 8:101-110; Fawell, Proc. Natl. Acad. Sci. USA (1994) 91:664-668; Friedman, Nature (1988) 335:452-454; Goodbourn, Proc. Natl. Acad. Sci. USA (1988) 85:1447-1451; Hoag, Nature (2005) 435:530-531; Hölscher, Circulation (1997) 96:4232-4238; Kabouridis, The Journal of Immunology (2002) 169:2587-2593; Curriculum Vitae Professor David S. Latchman; Lenardo, Proc. Natl. Acad. Sci. USA (1988) 85:8825-8829; Leung, Nature (1988) 333:776-778; Ariad et al. v. Eli Lilly and Company A Scientific Tutorial; Ariad et al. v. Eli Lilly and Company Markman Presentation; Mann, The Journal of Clinical Investigation (2000) 106:1071-1075; Morishita, Proc. Natl. Acad. Sci. USA (1995) 92:5855-5859; Morishita, Nature Medicine (1997) 3:894-899; Morris, Molecular and Cellular Biology (1994) 14:6907-6914; March 3, 2004 Memorandum of Decision and Order; Ruben, Science (1988) 241:89-92; Sawa, Circulation (1997) 96[supp II]:II280-II285; Scott, Genes & Development (1993) 7:1266-1276; Selected pages of NF-κB Tutorial; Ting, Science (2002) 298:1189-1190; Tomita, Arthritis & Rheumatism (1999) 42:2532-2542; Verma, Nature (1997) 389:239-242 and Latchman, Eukaryotic Transcription Factors, (2004) Fourth Edition Book			
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<b>OTHER DOCUMENTS</b> (Including Author, Title, Date, Pertinent Pages, Etc.)					
DG	Expert Report of Dr. Jesus Egido, dated September 9, 2005, including: Report of the Dietary Guidelines <http://www.nal.usda.gov/fnic/Dietary/director.htm>; Baldwin Jr., The Journal of Clinical Investigation (2001) 107:3-6; Bellido, Am. J. Clin. Nutr. (2004) 80:1487-91; The Holy Bible <http://etext.lib.virginia.edu/kjv/browse.html>; Blanco-Colio, Circulation (2000) 102:1020-1026; Burns, J. Agric. Food Chem. (2002) 50:4096-4102; Dell'Agli, Cardiovascular Research (2004) 63:593-602; Deo, Journal of the American College of Cardiology (2004) 44:1812-8; Abbreviated CV of Jesus Egido MD; Manuscript; Gaziano, The New England Journal of Medicine (1993) 329:1829-34; Ghanim, Circulation (2004) 110:1564-1571; Hofmann, Diabetologia (1999) 42:222-232; Holmes-McNary, Cancer Research (2000) 60:3477-3483; López-Vélez, Critical Reviews in Food Science and Nutrition (2003) 43:233-244; Manna, The Journal of Immunology (2000) 164:6509-6519; Martin-Ventura, Stroke (2004) 35:458-463; March 3, 2004 Memorandum of Decision And Order; Richie, Circulation (1998) 98:1707-1713; Leger, The Lancet (1979) 1:1017-1020 and Tsang, British Journal of Nutrition (2005) 94:170-181				
DG	Expert Report of Peter Barnes, Ph.D., dated September 9, 2005 including: Appendix B Baltimore Deposition; Appendix C Baldwin Deposition; January 13, 2004 Markman Hearing; November 3, 2003 Tutorial Hearing; Baeuerle, Cell (1996) 87:13-20; Baldwin, Jr. Annu. Rev. Immunol. (1996) 14:649-81; Barnes, D.M., D.Sc., The New England Journal of Medicine 1997 336:1066-1071; Beg, Nature, (1995) 376:167-170; Blackwell, Am. J. Respir. Cell Mol. Biol. (1997) 17:3-9; Brown, Proc. Natl. Acad. Sci. USA (1993) 90:2532-2536; Collins, The Journal of Clinical Investigation (2001) 107:255-264; Resume of Peter John Barnes; Han, The Journal of Biological Chemistry (1999) 274:939-947; Hoffman, Science (2002) 298:1241-1245; Ito, Nucleic Acids Research (1994) 22:3787-3792; Klement, Molecular and Cellular Biology (1996) 16:2341-2349; Li, J. Exp. Med. (1999) 11:1839-1845; Ariad et al. v. Eli Lilly and Company A Scientific Tutorial; Ariad et al. v. Eli Lilly and Company Markman Presentation; Noble, J. Exp. Med. (1996) 183:2373-2378; March 3, 2004 Memorandum of Decision and Order; Scott, Genes & Development (1993) 7:1266-1276; Selected pages of NF-κB Tutorial; and Sun, Science (1993) 259:1912-1915				
DG	Expert Report of Stavros C. Manolagas, M.D., Ph.D., dated September 9, 2005 including: Physicians' Desk Reference (1970) 24 <sup>th</sup> Edition; Physicians' Desk Reference (1985) 39 <sup>th</sup> Edition; Adams, Journal of Bacteriology (2003) 185:1174-1180; Aljada, The Journal of Clinical Endocrinology & Metabolism (1996) 84:3386-3389; Curriculum Vitae of Stavros C. Manolagas, M.D., Ph.D. last updated 8/1/05; Declaration of Stavros Manolagas, M.D., Ph.D.; January 13, 2004 Markman Hearing; November 2, 2003 Tutorial Hearing; Auphan, Science (1995) 270:286-290; Baeuerle, Advances in Immunology (1997) 65:111-137; Baldwin, Jr., Annu. Rev. Immunol. (1996) 14:649-81; Baldwin, Jr., The Journal of Clinical Investigation (2001) 107:3-6; Declaration of David Baltimore under Rule 1.132 and In re Brana (February 2001); Bantel, The American Journal of Gastroenterology (2000) 95:3452-3457; Belido, The Journal of Clinical Investigation, Inc. (1995) 95:2886-2895; Annual Meeting...Atlantic City June 16-20, 1963, the Journal of the American Medical Association 183:166-169; Brini, Eur. Cytokine Net, (1990) 1:131-139; Caulin-Glaser, J. Clin. Invest (1996) 98:36-42; Chadwick, PNAS (2005) 102:2543-2548; Chen, The Journal of Biological Chemistry (2005) 280:4632-4638; Deshpande, AJRI (1997) 38:46-54; Hughes, British Medical Journal (1983) 287:23-24; Emmel, Science (1989) 246:1617-1620; Evans, Endocrinology (2002) 143:3785-3795; Forsblad, Arthritis Research & Therapy (2003) 5:R202-R209; Franta, The EMBO Journal (1994) 13:861-870; Gao, PNAS (2004) 101:16618-16623; Ghisletti, Molecular and Cellular Biology (2005) 25:2957-2968; Hahn, (1950) pgs. 274-281; Harnish, Endocrinology (2000) 141:3403-3411; Hensch, Nobel Lecture (1950) 311-341; Hölscher, Circulation (1997) 96:4232-4238; Ide, J. Nutr. (2001) 131:1020S-1026S; Jilka, Science (1992) 257:88-91; Kopp, Science (1994) 265:956-959; Kousteni, Cell (2001) 104:719-730; Kousteni, Science (2002) 298:843-846; Kousteni, The Journal of Clinical Investigation (2003) 111:1651-1664; Krönke, Proc. Natl. Acad. Sci. USA (1984) 81:5214-5218; Kurebayashi, J. Steroid Biochem. Molec. Biol. (1997) 60:11-17; Lean, The Journal of Clinical Investigation (2003) 112:915-923; Lefering, Critical Care Medicine (1995) 23:1294-1303; Ariad et al. v. Eli Lilly and Company A Scientific Tutorial; Ariad et al. v. Eli Lilly and Company Markman Presentation; Lin, The Journal of Clinical Investigation (1997)				
<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width:30%;"> <b>EXAMINER</b> /David Guzo/         </td> <td style="width:70%;"> <b>DATE CONSIDERED</b> 12/20/2006         </td> </tr> </table>				<b>EXAMINER</b> /David Guzo/	<b>DATE CONSIDERED</b> 12/20/2006
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DG	October 3, 2005 Eli Lilly and Company's Fifth Supplemental Responses To Plaintiff's First Set of Interrogatories (Nos. 1-5), pgs. 1-6, in Civil Case 02 CV 11280 RWZ				
DG	October 20, 2005 Expert Report of Jeffrey V. Ravetch, M.D., Ph.D., pgs. 1-43 with Certificate of Service, in Civil Case 02 CV 11280 RWZ				
DG	October 20, 2005 Expert Report of Jeffrey V. Ravetch, M.D., Ph.D., pgs. Cover, 14-15, and 36, Document 198-10, filed 02/03/2006, in Civil Case 02 CV 11280 RWZ				
DG	October 21, 2005 Expert Report of Dr. Stephen Prescott, pgs. Cover, 52-53 and 60, Document 198-11, filed 02/03/2006, in Civil Case 02 CV 11280 RWZ				
DG	October 21, 2005 Rule 26(A)(2) Rebuttal Report of Thomas R. Kadesch, Ph.D., Document 198, filed 02/03/2006, in Civil Case 02 CV 11280 RWZ				
DG	October 21, 2005 Rule 26(a)(2) Rebuttal Report of George R. Stark, Ph.D., Document 198, filed 02/03/2006, in Civil Case 02 CV 11280 RWZ				
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<b>DG</b>	<p>Expert Report of Dr. Gordon Bernard, dated October 21, 2005 in Civil Case 02 CV 11280 RWZ including Exhibits 1-125 attached with this Fourth Supplemental Information Disclosure Statement, namely: Physicians' Desk Reference, 24<sup>th</sup> Ed. (1970) various pages of the Generic and Chemical Name Index; U.S. Patent No. 4,775,624, issued October 4, 1988, Bang et al.; U.S. Patent No. 6,410,516 B1, issued June 25, 2002, Baltimore et al.; Abraham et al., JAMA (1995) 273:934-941; Abraham et al., The Lancet (1998) 351:929-933; Abraham et al., Am. J. Physiol. Lung Cell Mol. Physiol (2000) 279:L1137-L1145; Abraham E., Crit. Care Med. (2003) 31[Suppl.]:S195-S199; Alberti, et al., Intensive Care Med (2002) 28:108-121; Aljada et al., The Journal of Clinical Endocrinology &amp; Metabolism (1996) 84:3386-3389; Angus et al., Crit Care Med (2001) 29:1303-1310; Angus et al., Crit Care Med (2004) 32:2199-2206; Angus et al., Crit Care Med (2001) 29:1303-1310; Djillali et al. JAMA (2005) 288:862-871; Baldwin Jr., A.S., Annu. Rev. Immunol. (1996) 14:649-681; Baumgartner et al. The Lancet (1985) pp. 59-63; Bernard et al., N. Engl. J. Med. (2001) 344:699-709; Curriculum Vitae of Gordon R. Bernard, M.D. updated 08/24/05; Bone et al., N. Engl. J. Med. (1987) 317:653-658; Bone et al., Critical Care Medicine (1995) 23:994-1006; Branson et al., The Lancet (1983) pp. 1165-1168; Brun-Buisson et al., JAMA (1995) 274:968-974; Brueckmann M., Thromb Haemost (2003) 90:1123-1126; Brueckmann et al., Inflamm. Res. (2004) 53:528-533; Brueckmann et al., Thromb Haemost (2003) 89:149-160; Brun-Buisson C., Intensive Care Med (2004) 30:580-588; Bryniarski et al., Inflammation (2003) 27:333-340; Bunnell et al., Crit. Care Med. (2000) 28:2713-2720; Cohen and Carlet, Crit. Care Med. (1996) 24:1431-1440; Cohen J., Nature (2002) 420:885-891; Collart et al., Molecular and Cellular Biology (1990) 10:1498-1506; Colucci et al., J. Clin. Invest. (1984) 74:200-204; Comp and Esmon, J. Clin. Invest. (1981) 68:1221-1228; Cooper and Stewart, N. Engl. J. Med. (2003) 348:727-734; Cronin et al., Crit. Care Med. (1995) 23:1430-1439; de Kleijn et al., Crit. Care Med. (2003) 31:1839-1847; de Hooge et al., Osteo. Arthritis and Cartilage (2005) 13:66-73; de Pont et al., Critical Care (2005) 9:R490-R497; Derhaschnig et al., Blood (2003) 102:2093-2098; Derkx, et al., Clinical Infectious Diseases (1999) 28:770-777; Bernard et al., N. Engl. J. Med. (2001) 344:699-709; Bernard G.R., Intensive Care Med. (2003) 29:894-903; Dhainaut et al., Thromb Haemost (2003) 90:642-653; Emerick et al., The Pharmacology and Toxicology of Proteins (1987) pp. 351-367; Esmon et al., The Journal of Biological Chemistry (1976) 251:3052-3056; Esmon C.T., J. Thromb. Haemost (2005) 3:1910-1911; FDA Clinical Review BLA#125029/0 pp. 78-161; Feistritz and Riewald, Blood (2005) 105:3178-3184; Finfer et al., Intensive Care Med. (2004) 30:589-596; Fisher et al., N. Engl. J. Med. (1996) 334:1697-1702; Flournoy et al., Med. Microbiol. Immunol. (1986) 175:221-227; Giroir et al., Lancet (1997) 350:1439-1443; Glick and Opal, Drugs (2004) 64:837-859; Granowitz et al., Blood (1993) 82:2985-2990; Greenman et al., JAMA (1991) 266:1097-1102; Griffin et al., J. Clin. Invest. (1981) 68:1370-1373; Gruber and Griffin, Blood (1992) 79:2340-2348; Gruber et al., Lancet (1993) 342:1275-1276; Hahn et al., from the Streptococcal Disease Laboratory (1950) pp. 274-281; Hinshaw et al., Circulatory Shock (1985) 16:265-277; Hinshaw et al., Surgery Gynecology &amp; Obstetrics (1986) 163:335-344; Hiscott et al., Molecular and Cellular Biology (1993) 13:6231-6240; Hooper et al., The Journal of Immunology (1998) 161:2567-2573; Hotchkiss and Karl The New (1982) 307:1225-1230; Ziegler et al., N. Engl. J. Med. (1991) 324:429-436</p>		
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\*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Form PTO-1449 (Substituted) (REV. 8-83)		<b>U.S. DEPARTMENT OF COMMERCE</b> <b>PATENT AND TRADEMARK OFFICE</b>		<b>ATTY. DOCKET NO.</b> 75723-ZA/JPW/GJG	<b>SERIAL NO.</b> 10/037,341
<b>INFORMATION DISCLOSURE CITATION</b> (Use several sheets if necessary)				<b>APPLICANT</b> David Baltimore et al.	
				<b>FILING DATE</b> January 4, 2002	Pg 36 of 49
<b>OTHER DOCUMENTS</b> <i>(Including Author, Title, Date, Pertinent Pages, Etc.)</i>					
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DG	Rule 26(A)(2) Report of Bert Spilker, Ph.D., M.D. dated October 21, 2005 in Civil Case 02 CV 11280 RWZ including Exhibit 1 attached with this Fourth Supplemental Information Disclosure Statement, namely: Biography of Dr. Bert Spilker				
DG	Rule 26(A)(2) Rebuttal Report of George R. Stark, Ph.D., dated October 21, 2005 in Civil Case 02 CV 11280 RWZ including Exhibits 1-45 attached with this Fourth Supplemental Information Disclosure Statement, namely: U.S. Patent No. 6,060,310, issued May 9, 2000, Cho-Chung; File History of U.S. Serial No. 08/464,364, filed June 5, 1995; U.S. Patent No. 6,410,516, issued June 25, 2002, Baltimore et al.; File History of U.S. Serial No. 07/162,680, March 1, 1988; File History of U.S. Serial No. 07/280,173, filed December 5, 1988; File History of U.S. Serial No. 07/318,901, filed March 3, 1989; File History of U.S. Serial No. 07/341,436, filed April 21, 1989; Baeuerle and Baltimore, Cell (1988) 53:211-217; Baeuerle and Baltimore, Science (1988) 242:540-546; Bass et al., Proteins: Structure, Function & Genetics (1990) 8:309-314; Berns et al., Breast Cancer Research & Treatment (1984) 4:195-204; Boda et al., Folia Biologica (Praha) (1987), 33:93-97; Bressler et al., Journal of Virology (1993) 67:288-293; Brown et al., Science (1995) 267:1485-1488; Cunningham and Wells, Science (1989) 244:1081-1085; Davis et al., Science (1991) 253:1268-1271; Du et al., Molecular Brain Research (2005) 136:177-188; Curriculum Vitae of George R. Stark, Ph.D. updated 9/12/05; Rebuttal Report of George R. Stark; Fried and Crothers, Nucleic Acids Research (1981) 9:6505-6525; Friedman et al., Nature (1988) 335:452-454; Gallop et al., Journal of Medicinal chemistry (1994) 37:1233-1251; Gesner et al., Journal of Cellular Physiology (1988) 136:493-499; Ghosh and Baltimore, Nature (1990) 344:678-682; Haskill et al., Cell (1991) 65:1281-1289; Horuk R., Journal of Immunological Methods (1989) 119:255-258; Hoyos et al., Science (1989) 244:457-460; Kawamurn et al., Gene Therapy (2001) 8:906-912; Khaled et al., Clinical Immunology (1998) 86:170-179; Methods in Molecular and Cellular Biology (1989) 1:249; Logeat et al., The EMBO Journal (1991) 10:1827-1832; McKinsey et al., The Journal of Biological Chemistry (1997) 272:22377-22380; McKnight and Kingsbury, Science (1982) 217:316-324; Morishta et al., Nature Medicine (1997) 1:894-899; Myers et al., Research Articles (1986) 232:613-618; Nabel et al., Proc. Natl. Acad. Sci. USA (1996) 93:15388-15393; Nicolau et al., Cell Cell Fusion (1984) pp. 254-267; Reisine et al., Proc. Natl. Acad. Sci. USA, (1985) 82:8261-8265; Roozmond et al., Immunobiol. (1987) 176:35-46; Sawa et al., Circulation (1997) 96[suppl]:II-280-II-285; Scott and Smith, Science (1990) 249:386-390; Siebenlist et al., Annu. Rev. Cell Biol. (1994) 10:405-455; Tanaka et al., Nucleic Acids Research (1994) 22:3069-3074; Tomita et al., Journal of Hypertension (1996) 16:993-1000; Trepicchio and Krontiris, Nucleic Acids Research (1993) 21:977-985				
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<b>INFORMATION DISCLOSURE CITATION</b> (Use several sheets if necessary)				<b>APPLICANT</b> David Baltimore et al.	
				<b>FILING DATE</b> January 2, 2002	Pg 37 of 49
<b>OTHER DOCUMENTS</b> (Including Author, Title, Date, Pertinent Pages, Etc.)					
DG	October 28, 2005 Rule 26(A)(2) Rebuttal Report of Michael Sofocleous, pgs. Cover, 22 and 33, in Civil Case 02 CV 11280 RWZ				
DG	November 10, 2005 Eli Lilly and Company's Sixth Supplemental Responses To Plaintiffs' First Set of Interrogatories (Nos. 1-5), pgs. 1-6, in Civil Case 02 CV 11280 RWZ				
DG	Reply Expert Report of Peter Barnes, D.M. D.Sc. dated November 11, 2005 in Civil Case 02 CV 11280 RWZ including Exhibits 1-4 attached with this Fourth Supplemental Information Disclosure Statement, namely: Adams et al., Cancer Research (1999) 59:2615-2622; Davis et al., Science (1991) 253:1268-1271; Current Opinion in Cell Biology (1993) 5:477-487; Schmitz et al. Trends in cell Biology (1991) 5:130-137				
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<b>INFORMATION DISCLOSURE CITATION</b> (Use several sheets if necessary)				APPLICANT David Baltimore et al.	
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DG		Reply Expert Report of Dr. Jeffrey Ravetch dated November 11, 2005 in Civil Case 02 CV 11280 RWZ including Exhibits 1-21 attached with this Fourth Supplemental Information Disclosure Statement, namely: Reply Report of Jeffrey Ravetch; Blum et al., The American Journal of Cardiology (2000) 86:892-895; Compston, J.E., Physiological Reviews (2001) 81:419-447; Further Expert Report of Dr. Dina Stolman dated October 11, 2002; Declaration of Dina Stolman, M.D., M.S.P.H., dated December 18, 2002; Declaration of O. Todd Dickinson, dated December 19, 2002; Declaration of Sau-Chi Betty Yan, dated December 19, 2002; Declaration of William Macias, M.D., Ph.D., dated December 19, 2002; Gianni et al., J. Clin. Endocrinol. Metab. (2004) 89:6097-6099; Helvering et al., Molecular Pharmacology (2005) 68:1225-1238; Taranta et al., Bone (2002) 30:368-376; Taylor et al., J. Clin. Invest. (1987) 79:918-925; U.S. Patent No. 5,009,889, issued April 23, 1991, Taylor, Jr. et al.; U.S. Patent No. 5,393,763, issued February 28, 1995, Black et al.; U.S. Patent No. 5,457,117, issued October 10, 1995, Black et al.; File History of U.S. Serial No. 08/824,590, filed March 26, 1997; U.S. Patent No. 5,811,120, issued September 22, 1998, Gibson et al.; File History of U.S. Serial No. 09/088,695, filed June 1, 1998; U.S. Patent No. 5,972,383, issued October 26, 1999, Gibson et al.; U.S. Patent No. 6,489,296, issued December 3, 2002, Grinnell et al.; Walsh et al., The American Journal of Cardiology (2001) 88:825-828			
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DG		November 18, 2005 Condensed Deposition of Carolyn Smith in Civil Case 02 CV 11280 RWZ including deposition Exhibits 1-11 attached with this Third Supplemental Information Disclosure Statement, namely: Curriculum Vitae of Carolyn Louise Smith, Ph.D., ADL Bates Nos. 0037187-0037205 [DDX 300 11/18/05]; September 8, 2005 Expert Report of Dr. Carolyn L. Smith Restricted Confidential [DDX 301 11/18/05]; November 11, 2005 Declaration of Carolyn Smith [DDX 302 11/18/05]; Laboratory notebook of Dr. Carolyn Smith, Bates Nos. CLS 00001-00295 Confidential Information Under Protective Order [DDX 303 11/18/05]; Cavarretta, et al., Molecular Endocrinology (2002), 16(2):253-270 [DDX 304 11/18/05]; Coleman, et al., The Journal of Biological Chemistry, (2003), 278(15):12834-12845 [DDX 305 11/18/05]; Dutertre and Smith, The Journal of Pharmacology and Experimental Therapeutics, (2000), 295(2):431-437 [DDX 307 11/18/05]; Marino et al., Molecular and Cellular Endocrinology, (2001), 182:19-26 [DDX 308 11/18/05]; Smith and Cummings, Supplement to Menopause Management, (March/April 2005), pp. 40-43 [DDX 309 11/18/05]; Abstract SA485-SA488 from Journal of Bone and Mineral Research, (2000), p. S325 [DDX 310 11/18/05]; and Abstract SA473-SA476 from Journal of Bone and Mineral Research (2003), [DDX 311 11/18/05]			
DG		November 21, 2005 Plaintiffs' Supplemental Responses To Eli Lilly & Co.'s First, Second, Third, and Fourth Sets of Interrogatories (Nos. 2, 3, 6-8), in Civil Case 02 CV 11280 RWZ			
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November 22, 2005 Condensed Deposition of Stephen Prescott in Civil Case 02 CV 11280 RWZ including deposition Exhibits 1-29 attached with this Third Supplemental Information Disclosure Statement, namely: Curriculum vitae of Stephen Michael Prescott [DDX 312]; October 21, 2005 Expert Report of Dr. Stephen Prescott [DDX 313]; (the Reply Expert Report of Dr. Stephen Prescott [DDX314] is being submitted under separate cover); November 11, 2005 Reply Expert Report of Stavros C. Manolagas, M.D., Ph.D. Regarding Invalidity of the Asserted Claims [DDX 315]; U.S. Patent No. 6,410,516 B1, issued June 25, 2002, Baltimore et al. [DDX 316]; Tsoukas, Science, (2004), 224:1438-1440 [DDX 317]; Manolagas, et al., Journal of Clinical Endocrinology and Metabolism, (1986), 63(2):394-400 [DX318]; Lemire et al., The Journal of Immunology, (1985), 134(5):3032-3035 [DX319]; Lemire et al., Rapid Publication, (1984), 74:657-661 [DDX320]; Rigby et al., J. Clin. Invest. (1984), 74:1451-1455 [DX321]; Rigby et al., The Journal of Immunology, (1985), 135:2279-2286 [DDX322]; Yu et al., Proc. Natl. Acad. Sci. USA, (1995), 92:10990-10994 [DDX323]; September 9, 2005 Expert Report of Stavros C. Manolagas, M.D., Ph.D. [DDX324]; Declaration of Stavros Manolagas, M.D. Ph.D. [DDX325]; Adams and Teegarden, J. Nutr., (2004), 134:2948-2952 [DDX326]; Berry, et al., Experimental Cell Research (2002), 272:176-184 [DDX327]; Alroy, et al., Molecular and Cellular Biology, (1995), 15:5789-5799 [DDX328]; Nagpal et al., Current Medicinal Chemistry (2001), 8:1661-1679 [DDX329]; Takeuchi et al., The Journal of Immunology, (1998), 160:209-218 [DDX330]; Blanco-Colio et al., Circulation, (2000), 102:1020-1026 [DDX331]; Blanco-Colio et al., Manuscript [DDX332]; September 9, 2005 Expert Report of Dr. Jesus Egido [DDX333]; November 11, 2005 Reply Expert Report-Dr. Jesus Egido [DDX334]; Schmidt et al., Journal of Virology, (1990), 64:4037-4044 [DDX335]; Brini et al., Eur. Cytokine Net., (1990), 1:131-139 [DDX336]; Emmel et al., Science (1989), 246:1617-1620 [DDX337]; Yin et al., Nature, (1998), 396:77-80 [DDX338]; Baeuerle and Baichwal, Advances in Immunology, (1997), 65:111-137 [DDX339]; September 7, 2005 Expert Report of Peter Barnes, Ph.D. [DDX340]; and June 8, 2005 Order Granting/Denying Request for Ex Parte Reexamination [DDX341]

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December 9, 2005 Condensed Deposition of George Stark in Civil Case 02 CV 11280 RWZ including deposition Exhibits 1-20 attached with this Third Supplemental Information Disclosure Statement, namely: Curriculum vitae of George R. Stark, Ph.D. [DDX 356 12/9/05]; October 21, 2005 Rule 26(A)(2) Rebuttal Report Of George R. Stark, Ph.D. [DDX357 12/9/05]; September 9, 2005 Expert Report of David Latchman, DSc., Ph.D. [DDX358 12/9/05]; November 11, 2005 Reply Expert Report Of David Latchman, DSc., Ph.D. [DDX359 12/9/05]; September 9, 2005 Expert Report of Peter Barnes, Ph.D. [DDX360 12/9/05]; File History of U.S. Serial No. 07/341,436, filed April 21, 1989 [DDX370 12/9/05]; Horuk, R., Journal of Immunological Methods, (1989), 119:255-258 [DDX371 12/9/05]; Scott and Smith, Science, (1990), 249:386-390 [DDX372 12/9/05]; File History of U.S. Serial No. 07/280,173. Filed 12/05/88 [DDX373 12/9/05]; Khaled et al., Clinical Immunology and Immunopathology, (1998), 56:170-179 [DDX374 12/9/05]; Tomita et al., J. Hypertens, (1998), 16:993-1000 [DDX375 12/9/05]; Du et al., Molecular Brain Research (2005), 136:177-188 [DDX376 12/9/05]; Davis, et al., Science, (1991), 253:1268-1271 [DDX377 12/9/05]; Liou and Baltimore, Current Opinion in Cell Biology, (1993), 5:477-487 [DDX378 12/9/05]; Siebenlist et al., Annu. Rev. Cell Biol. (1994), 10:405-455 [DDX379 12/9/05]; Castrillo et al., Molecular and Cellular Biology, (2000), 20:1692-1698 [DDX380 12/9/05]; Yan and Polk, The Journal of Biological Chemistry, (1999), 274:36631-36636 [DDX381]; Declaration of David Baltimore under Rule 1.132 and In re Brana [DDX382 12/9/05]; March 3, 2004 Memorandum of Decision And Order [DDX383 12/9/05]; and U.S. Patent No. 5,939,421, issued August 17, 1999 Palanki et al., [DDX384 12/9/05]

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Form PTO-1449 (Substituted) (REV. 8-83)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY. DOCKET NO. <b>75723-ZAJPW/GJG</b>	SERIAL NO. 10/037,341
INFORMATION DISCLOSURE CITATION (Use several sheets if necessary)				APPLICANT David Baltimore et al.	
				FILING DATE January 4, 2002	Pg 41 of 49
<u>OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)</u>					
DG		December 9, 2005 Deposition of Dr. George Stark, Document 198, filed 02/03/2006, pgs. 1-5, 128-129, 134-135, 147-148 and 277, Document 198, filed 02/03/2006, in Civil Case 02 CV 11280 RWZ			
DG		December 12, 2005 Condensed Deposition of Jesus Egido in Civil Case 02 CV 11280 RWZ including deposition Exhibits 1-8 attached with this Third Supplemental Information Disclosure Statement, namely: Pasaje de los Aucionos, 24, 28034 Madrid [Egido 1 12/12/05]; Abbreviated Curriculum Vitae of Jesus Egido MD [Egido 2 12/12/05]; September 9, 2005 Expert Report-Dr. Jesus Egido [Egido 3 12/12/05]; Binder of references for J. Edigo which includes: St. Leger et al., The Lancet, (1979), 1017-1020; Manna et al., The Journal of Immunology (2000), 164:6509-6519; Holmes-McNary and Baldwin Jr., Cancer Research (2000), 60:3477-3483; Blanco-Colio, Circulation., (2000), 102:1020-1026; Department of Health & Human Services Public Health Service, <http://www.nal.usda.gov/fnic/Dietary/dietdor.htm>; Gaziano et al., The New England Journal of Medicine, (1993), 329:1829-1834; Dell'Agli, Cardiovascular Research, (2004), 63:593-602; Bellido et al., Am. J. Clin. Nutr. (2004), 80:1487-1491; Ritchie, M.E., Circulation. (1998), 98:1707-1713; Ghanim et al., Circulation, (2004) 110:1564-1571; Hofman et al., Diabetologia (1999), 42:222-232; Hofman et al., Diabetes Care, (1998), 21:1310-1316; Martin-Ventura et al., Stroke (2004), 35:458-463; Tsang et al., British Journal of Nutrition, (2005), 94:170-181; Tsang et al., Br. J. Nutr. (2005), 2pgs.; Baldwin Jr., A. S., The Journal of Clinical Investigation, (2001), 107:3-6; Deo et al., Journal of the American College of Cardiology, (2004), 44:1812-1818, see Tab 3; Holmes-McNary, see Tab 2. Manna, Lopez-Velez, Critical Reviews in Food Science and Nutrition, (2003), 43:233-244; Burns et al., J. Agric. Food Chem. (2002), 50:4096-4102; Blanco-Colio, Manuscript [Egido 4 12/12/05; Giugliano, MD, To the Editor and Blanco-Colio et al., Response. [Egido 5 12/12/05]; November 11, 2005 Reply Expert Report-Dr. Jesus Egido [Egido 6 12/12/05]; Leiro et al., International Immunopharmacology (2005), 5:393-406 [Egido 7 12/12/05; and Tsang et al., British Journal of Nutrition, (2005), 93:233-240 [Egido 8 12/12/05]			
DG		December 13, 2005 Confidential Deposition of Peter Barnes pgs. 1, 111-125 and 133-136, in Civil Case 02 CV 11280 RWZ			
		December 13, 2005 Confidential Deposition of Peter Barnes, pp. 1-2, 48-49, 181-182 in Civil Case 02 CV 11280 RWZ			
DG		December 14, 2005 Condensed Deposition of David Latchman in Civil Case 02 CV 11280 RWZ including deposition Exhibits 1-10 attached with this Third Supplemental Information Disclosure Statement, namely: Curriculum Vitae of Professor David S. Latchman [Latchman 1 12/14/05]; September 9, 2005 Expert Report of David Latchman, DSc., Ph.D. [Latchman 2 12/14/05]; November 11, 2005 Reply Expert Report of David Latchman, DSc., Ph.D. [Latchman 3 12/14/05]; Hand written note [Latchman 4 12/14/05]; Hand written notes [Latchman 5 12/14/05]; October 21, 2005 Rule 26(A)(2) Rebuttal Report of Thomas R. Kadesch, Ph.D. [Latchman 6 12/14/05]; Hoyos et al., Science (1989), 244:457-460 [Latchman 7 12/14/05]; Horuk, R., Journal of Immunological Methods, (1989), 119:255-258 [Latchman 8 12/14/05]; Scott and Smith, Science, (1990), 249:386-390 [Latchman 9 12/14/05]; and March 3, 2004 Memorandum Of Decision and Order [Latchman 10 12/14/05]			
DG		December 14, 2005 Deposition of David Latchman, pp. 1-3, 64-65, 174 & 275, Document 198, filed 02/03/2006, in Civil Case 02 CV 11280 RWZ			
EXAMINER     /David Guzo/		DATE CONSIDERED     12/20/2006			
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December 17, 2005 Condensed Deposition of Brendan F. Boyce Civil Case 02 CV 11280 RWZ including deposition Exhibits 1-12 attached with this Third Supplemental Information Disclosure Statement, namely: Curriculum Vitae of Brendan Francis Boyce [DDX 400 12/17/05]; Gianni et al., J. Clin. Endocrinol Metab., (2004), 89:6097-6099 [DDX403 12/17/05]; Blum, et al., The American Journal of Cardiology Brief Reports, (2000), 86:892-895 [DDX404 12/17/05]; Walsh et al., The American Journal of Cardiology, (2001), 88:825-828 [DDX405 12/17/05]; Jimi et al., Nature Medicine (2004), 10:617-624 [DDX406 12/17/05]; Compston, J.E., Physiological Reviews, (2001), 31:419-447 [DDX407 12/17/05]; Chadwick et al., PNAS, (2005), 102:2543-2548 [DDX408 12/17/05]; Harnish, et al., Endocrinology, (2000), 141:3403-3411 [DDX409 12/17/05]; U.S. Patent No. 6,545,027 B1, issued April 8, 2003, Berg et al. [DDX410 12/17/05]; Reifel-Miller et al., The Journal of Biological Chemistry, (1994), 269:23861-23864 [DDX411 12/17/05]; Chen et al., Nature, (1998), 391:410-413 [DDX415 12/17/05]; Olivier, et al., Presentation Number: SU104 [DDX414 12/17/05]

DG

December 20, 2005 Condensed Deposition of Thomas R. Kadesch Civil Case 02 CV 11280 RWZ including deposition Exhibits 1-12 attached with this Third Supplemental Information Disclosure Statement, namely: Curriculum Vitae of Thomas Robert Kadesch [DDX 414 12/20/05]; October 21, 2005 Rule 26(A)(2) Rebuttal Report of Thomas R. Kadesch, Ph.D. [DDX 415 12/20/05]; September 9, 2005 Expert Report of David Latchman, DSc., Ph.D. [DDX416 12/20/05]; November 11, 2005 Reply Expert Report of David Latchman, DSc., Ph.D. [DDX417 12/20/05]; U.S. Patent No. 5,500,365, issued March 19, 1996 Fischhoff et al. [DDX418 12/20/05]; Horuk R., Journal of Immunological Methods, (1989), 119:255-258 [DDX419 12/20/05]; Gehrt, et al., The Journal of Antibiotics, (1998), 51:455-463 [DDX420 12/20/05]; Kumar et al., Oncogene (1998), 17:913-918 [DDX421 12/20/05]; Davis et al., Science, (1991), 253:1268-1271 [DDX422 12/20/05]; Haskill et al., Cell, (1991), 65:1281-1289 [DDX423 12/20/05]; Bielinska et al., Science, (1990), 250:997-1000 [DDX424 12/20/05]; Hoyos et al., Science, (1989), 244:457-460 [DDX425 12/20/05]

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December 20, 2005 Videotaped Deposition of Thomas R. Kadesch, pgs. 1-4, 138, 196, 269, 297-299, 307-308 and 332, Document 198, filed 02/03/2006, in Civil Case 02 CV 11280 RWZ

DG

December 22, 2005 Condensed Transcript of Videotaped Deposition of Stavros C. Manolagas in Civil Case 02 CV 11280 RWZ including deposition Exhibits 1, and 3-19 attached with this Supplemental Information Disclosure Statement, namely: September 9, 2005 Expert Report of Stavros C. Manolagas [Manolagas 12/22/05 Exh 1]; November 11, 2005 Reply Expert Report of Stavros C. Manolagas, M.D. Ph.D. Regarding Invalidity of the Asserted Claims [Manolagas 12/22/05 Exh 3]; Declaration of Stavros Manolagas, M.D. Ph.D. [Manolagas 12/22/05 Exh 4]; Curriculum Vitae of Stavros C. Manolagas, M.D., Ph.D. last updated 12/19/05 [Manolagas 12/22/05 Exh 5]; Kousteni et al., The Journal of Clinical Investigation (June 2003) Vol. 111, No. 11, pp. 1651-1664 [Manolagas 12/22/05 Exh 6]; Physicians' Desk Reference, 39 Ed. (1985) p. 1811-1813 [Manolagas 12/22/05 Exh 7]; Emmel et al., Science (1989) 246:1617-1620 [Manolagas 12/22/05 Exh 8]; Brini et al., Eur. Cytokine Net. (Aug.-Sept. 1990) Vol. 1, No. 3, pp. 131-139 [Manolagas 12/22/05 Exh 9]; Schmidt et al., Journal of Virology (Aug. 1990) Vol. 64, No. 8, pp. 4037-4041 [Manolagas 12/22/05 Exh 10]; Krönke et al., Proc. Natl. Acad. Sci. USA (Aug. 1984) 81:5214-5218 [Manolagas 12/22/05 Exh 11]; Adams and Teegarden, J. Nutr. (2004) 134:2948-2952 [Manolagas 12/22/05 Exh 12]; Ho, S. et al., Clinical Immunology and Immunopathology (1996) Vol. 80, No. 3, pp. S40-S45 [Manolagas 12/22/05 Exh 13]; Johansen et al., J. Invest Dermatol (2005) 124:1284-1292 [Manolagas 12/22/05 Exh 14]; File History of U.S. Serial No. 08/474,936, filed June 7, 1995 [Manolagas 12/22/05 Exh 15]; Harnish et al., Endocrinology (2000) Vol. 141, No. 9, pp. 3403-3411 [Manolagas 12/22/05 Exh 16]; Ghisletti et al., Molecular And Cellular Biology (2005) Vol. 25, No. 8, pp. 2957-2968 [Manolagas 12/22/05 Exh 17]; U.S. Patent No. 6,410,516 B1, issued June 25, 2002 Baltimore et al. [Manolagas 12/22/05 Exh 18]; November 11, 2005 Declaration of Carolyn Smith [Manolagas 12/22/05 Exh 19]

DG

December 22, 2005 Videotaped and Oral Deposition of Stavros C. Manolagas, pgs. 1-3, and 208-209, Document 198, filed 02/03/2006 in Civil Case 02 CV 11280 RWZ

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December 23, 2005 Condensed Deposition of David M. Livingston Civil Case 02 CV 11280 RWZ including deposition Exhibits 1-6 attached with this Third Supplemental Information Disclosure Statement, namely: Curriculum Vitae of David Morse Livingston [Livingston 450 12/23/05]; Bernard et al., The New England Journal of Medicine, (2001), 344:699-709 [Livingston 453 12/23/05]; Gianni et al., J. Clin. Endocrinol. Metab., (2004), 89:6097-6099 [Livingston 454 12/23/05]; Taranta, et al., Bone, (2002) 30-368-376 [Livingston 455 12/23/05]; Blum, et al, The American Journal of Cardiology, (2000), 86:892-895 [Livingston 456 12/23/05]; Smith, C.L., Supplement of Menopause Management, (March/April 2005), ppg. 40-43 [Livingston 465 12/23/05]

DG

December 23, 2005 Declaration of Lawrence R. Robins In Support Of Defendant Eli Lilly and Company's Motion For Summary Judgment of Invalidity Under 35 U.S.C. §102 including Exhibits 1-13 in Civil Case 02 CV 11280 RWZ

DG

December 23, 2005 Declaration of Lawrence R. Robins in Support of Defendant Eli Lilly and Company's Motion For Summary Judgment of Invalidity Under 35 U.S.C. §§101 and 112, First Paragraph, including Exhibits A-N in Civil Case 02 CV 11280 RWZ

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December 23, 2005 Defendant Eli Lilly and Company's Motion For Summary Judgment of Invalidity Under 35 U.S.C. §§ 101 and 112, First Paragraph in Civil Case 02 CV 11280 RWZ

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December 23, 2005 Defendant Eli Lilly and Company's Memorandum In Support of Its Motion For Summary Judgment of Invalidity Under 35 U.S.C. §102 in Civil Case 02 CV 11280 RWZ

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December 23, 2005 Defendant Eli Lilly and Company's Motion For Summary Judgment of Invalidity Under 35 U.S.C. §102 in Civil Case 02 CV 11280 RWZ

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December 23, 2005 Defendant Eli Lilly and Company's Rule 56.1 Statement In Support of Its Motion For Summary Judgment of Invalidity Under 35 U.S.C. §102 in Civil Case 02 CV 11280 RWZ

DG

December 23, 2005 Memorandum In Support of Defendant Eli Lilly And Company's Motion For Summary Judgment of Invalidity Under 35 U.S.C. §§101 and 112, First Paragraph filed under seal pursuant to parties' stipulated protective order in Civil Case 02 CV 11280 RWZ

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INFORMATION DISCLOSURE CITATION (Use several sheets if necessary)				APPLICANT David Baltimore et al.	
				FILING DATE January 4, 2002	Pg 44 of 49
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)					
DG		December 23, 2005 Defendant's Rule 56.1 Statement In Support of Its Motion for Summary Judgment of Invalidity Under 35 U.S.C. §§101 and 112, First Paragraph in Civil Case 02 CV 11280 RWZ			
DG		January 17, 2006 Eli Lilly and Company's Renewed Motion To Stay This Litigation Pending Reexamination of the '516 Patent-In Suit in Civil Case 02 CV 11280 RWZ			
DG		January 17, 2006 Memorandum In Support of Eli Lilly and Company's Renewed Motion To Stay This Litigation Pending Reexamination of the '516 Patent-In Suit including Exhibits A-T in Civil Case 02 CV 11280 RWZ			
DG		January 25, 2006 Condensed Deposition of Robert Lindsay Civil Case 02 CV 11280 RWZ including deposition Exhibits 1-14 attached with this Third Supplemental Information Disclosure Statement, namely: Curriculum Vitae of Robert Lindsay [Lindsay 1 1/25/06]; March 3, 2004 Memorandum of Decision And Order [Lindsay 4 1/25/06]; December 21, 2005 Eli Lilly and Company To Pay U.S. \$36 Million Relating To Off-Label Promotion [Lindsay 5 1/25/06]; Cosman and Lindsay, Endocrine Reviews, (1999), 20:418-434 [Lindsay 6 1/25/06]; Kousteni et al., J. Clin. Invest. (2003), 111:1651-1664 [Lindsay 7 1/25/06]; Helvering et al., Molecular Pharmacology, (2005), 63:1225-1238 [Lindsay 8 1/25/06]; 71.-77. Of deposition [Lindsay 9 1/25/06]; Walsh et al., the American Journal of Cardiology, (2001), 88:825-828 [Lindsay 10 1/25/06]; Gianni, et al., J. Clin. Endocrinol. Metab., (2004), 89:6097-6099 [Lindsay 11 1/25/06]; Blum et al., The American Journal of Cardiology, (2000), 86:892-895 [Lindsay 12 1/25/06]; U.S. Patent NO. 4,418,068, issued November 29, 1983, Jones [Lindsay 13 1/25/06]; Bone and Health and Osteoporosis: A Report of the Surgeon General 2004, Executive Summary < <a href="http://www.surgeongeneral.gov/library/bonehealth/Executive_summary.html">http://www.surgeongeneral.gov/library/bonehealth/Executive_summary.html</a> > [Lindsay 14 1/25/06]; Bone Health and Osteoporosis Chapter 9 pp219-253 [Lindsay 15 1/25/06]; U.S. Patent No. 6,545,027 B1, issued April 8, 2003, Berg et al. [Lindsay 16 4/5/06]			
DG		January 31, 2006 Declaration of Peter Barlett Bressler, M.D., Document 198, filed 02/03/2006 in Civil Case 02 CV 11280 RWZ			
DG		January 31, 2006 Plaintiffs' Memorandum In Opposition To Eli Lilly and Company's Renewed Motion To Stay This Litigation Pending Reexamination Of the '516 Patent-In Suit including Exhibits 1-7 and 8A-8I, Document 194, filed 01/31/2006, in Civil Case 02 CV 11280 RWZ			
DG		February 1, 2006 First Declaration of Jeffrey V. Ravetch, MD, Ph.D., Document 198, filed 02/03/2006, in Civil Case 02 CV 11280 RWZ			
DG		February 1, 2006 Second Declaration of Jeffrey Ravetch M.D., Ph.D., Document 201, filed 02/03/2006, in Civil Case 02 CV 11280 RWZ			
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DG

February 3, 2006 Concise Statement of Material Facts As to Which There Is A Genuine Issue In Support Of Plaintiff's Opposition To Lilly's Motion For Summary Judgment of Invalidity Under 35 U.S.C. §102, Document 202, filed 02/03/2006, in Civil Case 02 CV 11280 RWZ

DG

February 3, 2006 Declaration of Vladimir V. Drozdoff In Support of Plaintiffs' Opposition to Defendant Eli Lilly & Co.'s Motion For Summary Judgment of Invalidity Under 35 U.S.C. section 102 and Related Documents, Document 203, filed 02/03/2006, in Civil Case 02 CV 11280 RWZ

DG

February 3, 2006 Declaration of Vladimir V. Drozdoff in Support of Plaintiffs' Opposition to Defendant Eli Lilly & Co.'s Motion For Summary Judgment of Invalidity Under 35 U.S.C. Section 101 and 112, First Paragraph, Document 200, filed 02/03/2006, in Civil Case 02 CV 11280 RWZ

DG

February 3, 2006 Plaintiffs' Opposition to Defendant Eli Lilly & Co.'s Motion For Summary Judgment of Invalidity Under 35 U.S.C. §§101 and 112, First Paragraph filed under seal, Document 198-1, filed 02/03/2006, in Civil Case 02 CV 11280 RWZ

DG

February 4, 2006 Plaintiffs' Memorandum In Opposition To Defendant Eli Lilly & Co.'s Motion For Summary Judgment of Invalidity Under 35 U.S.C. Section 102 filed under seal, Document 201-1, filed 02/03/2006, in Civil Case 02 CV 11280 RWZ

DG

February 24, 2006 Declaration of Leslie A. McDonell in Support of Defendant Eli Lilly and Company's Reply Memorandum In Support of Its Motion For Summary Judgment of Invalidity Under 35 U.S.C. §102, Document 214-1, filed 02/24/2006, in Civil Case 02 CV 11280 RWZ

DG

February 24, 2006 Declaration of Leslie A. McDonell in Support of Defendant Eli Lilly and Company's Reply Memorandum In Support of Its Motion For Summary Judgment of Invalidity Under 35 U.S.C. §§101 and 112, First Paragraph, Document 211, filed 02/24/2006, in Civil Case 02 CV 11280 RWZ

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OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

DG February 24, 2006 Motion For Leave To File Reply Memorandum In Support Of Defendant Eli Lilly and Company's Motion For Summary Judgment Of Invalidity Under 35 U.S.C. §§101 and 112, First Paragraph, Document 210-1, filed 02/24/2006, in Civil Case 02 CV 11280 RWZ

DG February 24, 2006 Reply Memorandum In Support of Defendant's Motion For Summary Judgment Of Invalidity Under 35 U.S.C. §102, Document 213-2, filed 02/24/2006, in Civil Case 02 CV 11280 RWZ

DG February 24, 2006 Reply Memorandum In Support of Defendant's Motion for Summary Judgment of Invalidity Under 35 U.S.C. §§101 and 112, First Paragraph, Document 210-2, filed 02/24/2006, in Civil Case 02 CV 11280 RWZ

DG March 3, 2006 Plaintiffs' Opposition To Defendant Eli Lilly & Co.'s Motion For Leave To File A Reply Brief In Support of its Summary Judgment of Invalidity Under 35 U.S.C. Section 102 including Exhibit 1, Document 218, filed 03/03/2006, in Civil Case 02 CV 11280 RWZ

DG March 3, 2006 Concise Statement Of Material Facts As To Which There Is A Genuine Issue In Support of Plaintiffs Opposition to Defendant Eli Lilly & Company's Motion for Summary Judgment of Invalidity Under 35 U.S.C. §§101 and 112, First Paragraph, Document 199, filed 02/03/2006, in Civil Case 02 CV 11280 RWZ

DG March 3, 2006 Plaintiffs Opposition to Defendant Eli Lilly & Company's Motion For Leave To File Reply Memorandum In Support Of Eli Lilly and Company's Motion for Summary judgment of Invalidity under 35 U.S.C. §§101 and 112, First Paragraph, Document 217, filed 03/03/2006, in Civil Case 02 CV 11280 RWZ

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OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

DG March 12, 2006 Condensed Transcript of Videotaped Deposition of Stavros Manolagas, M.D., Ph.D. Vol. II in Civil Case 02 CV 11280 RWZ including deposition Exhibits 22-33 attached with this Supplemental Information Disclosure Statement, namely: Helvering et al., Pharmacol (2005) Vol. 68, No. 5, pp. 1225-1238 [Manolagas 03/12/06 Exh 22]; Taranta et al., Bone (2002) Vol. 30, No. 2, pp. 368-376 [Manolagas 03/12/06 Exh 23]; Expert Report of Jeffrey V. Ravetch, M.D., Ph.D. [Manolagas 03/12/06 Exh 24]; Yu, X-P. et al., Proc. Natl. Acad. Sci. USA (1995) 92:10990-10994 [Manolagas 03/12/06 Exh 25]; Manolagas et al., J. Clin. Endocrinol Metab (1986) Vol. 63, No. 2, pp. 394-400 [Manolagas 03/12/06 Exh 26]; Tsoukas, Science (1984) 224:1438-1440 [Manolagas 03/12/06 Exh 27]; Galdiero et al., Microbiology (2001) 147:2697-2704 [Manolagas 03/12/06 Exh 28]; Yang et al., Nature (1998) 395:284-288 [Manolagas 03/12/06 Exh 29]; Prager, Eur. J. Haematology (1997) 59:162-170 [Manolagas 03/12/06 Exh 30]; Lamon-Fava et al., Arterioscler Thromb Vasc Biol. (1999) 19:2960-2965 [Manolagas 03/12/06 Exh 31]; Marino et al., Molecular and Cellular Endocrinology (2001) 182:19-26 [Manolagas 03/12/06 Exh 32]; Reifel-Miller et al., The Journal of Biological Chemistry (1994) 269:23861-23864 [Manolagas 03/12/06 Exh 33]

DG Trial Transcript - April 10, 2006 Jury Trial Day 1, First Session pgs. 1-61, Word Index pgs. 1-10, Second Session pgs. 62-115, Word Index pgs. 1-12, in Civil Case 02 CV 11280 RWZ

DG Trial Transcript - April 11, 2006 Jury Trial Day 2, First Session pgs. 1-66, Word Index 1-13, Second Session pgs. 66-131, Word Index 1-13, in Civil Case 02 CV 11280 RWZ

DG Trial Transcript - April 12, 2006 Jury Trial Day 3, First Session pgs. 1-67, Word Index 1-12, Second Session pgs. 68-125, Word Index 1-10, in Civil Case 02 CV 11280 RWZ

DG Trial Transcript - April 13, 2006 Jury Trial Day 4, First Session pgs. 1-71, Word Index 1-12, Second Session pgs. 72-1128, Word Index 1-10, in Civil Case 02 CV 11280 RWZ

DG Trial Transcript - April 14, 2006 Jury Trial Day 5, First Session pgs. 1-71, Word Index 1-13, Second Session pgs. 72-122, Word Index 1-10, in Civil Case 02 CV 11280 RWZ

DG Trial Transcript - April 18, 2006 Jury Trial Day 6, First Session pgs. 1-91, Word Index 1-16, Second Session pgs. 92-171, Word Index 1-16, in Civil Case 02 CV 11280 RWZ

DG Trial Transcript - April 19, 2006 Jury Trial Day 7, First Session pgs. 1-106, Word Index 1-18, Second Session pgs. 107-174, Word Index 1-14, in Civil Case 02 CV 11280 RWZ

DG Trial Transcript - April 20, 2006 Jury Trial Day 8, First Session pgs. 1-89, Word Index 1-14, in Civil Case 02 CV 11280 RWZ

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DG	Trial Transcript - April 20, 2006 Jury Trial Day 8, Second Session pgs. 90-157, in Civil Case 02 CV 11280 RWZ
DG	April 20, 2006 Complaint For Declaratory Judgment of Patent Invalidity And Non-Infringement, Amgen, Inc. et al. V. Ariad Pharmaceuticals, Inc., Civil Case 06 CV 00259- KAJ
DG	Trial Transcript - April 21, 2006 Jury Trial Day 9, First and Second Sessions pgs. 1-143, in Civil Case 02 CV 11280 RWZ
DG	Trial Transcript - April 24, 2006 Jury Trial Day 10, First and Second Session pgs. 1-152 and Word Index pgs. 1-22, in Civil Case 02 CV 11280 RWZ
DG	Trial Transcript - April 25, 2006 Jury Trial Day 11, First and Second Session pgs. 1-158 and Word Index pgs. 1-25, in Civil Case 02 CV 11280 RWZ
DG	Trial Transcript - April 26, 2006 Jury Trial Day 12, First and Second Session pgs. 1-156 and Word Index pgs. 1-14, Second Session pgs. 88-156 and Word Index pgs. 1-14, in Civil Case 02 CV 11280 RWZ
DG	Trial Transcript - April 27, 2006 Jury Trial Day 13, First Session pgs. 1-86, in Civil Case 02 CV 11280 RWZ
DG	Trial Transcript - April 27, 2006 Jury Trial Day 13, Second Session pgs. 88-141, in Civil Case 02 CV 11280 RWZ
DG	Trial Transcript - April 28, 2006 Jury Trial Day 14, First Session pgs. 1-45, Word Index 1-10, Second Session pgs. 46-130, Word Index 1-17, in Civil Case 02 CV 11280 RWZ
DG	Jury Questions - April 2, 2006 pgs. 1-27, Word Index pgs. 1-5, in Civil Case 02 CV 11280 RWZ
DG	Jury Questions - April 3, 2006 pgs. 1-7, Word Index pgs. 1-2, in Civil Case 02 CV 11280 RWZ

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